

Article - Estates and Trusts

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§14.5–812.

(a) A trustee is not liable to the beneficiary for a breach of trust committed by a former trustee.

(b) A trustee is liable to the beneficiary for a breach of trust if the trustee:

(1) Knows or should know of a situation constituting a breach of trust committed by a former trustee and the trustee improperly permits it to continue;

(2) Neglects to take reasonable steps to compel a former trustee or other person to deliver trust property to the trustee; or

(3) Neglects to take reasonable steps to redress a breach of trust committed by a former trustee.

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